

AMENDED IN SENATE JULY 15, 2003

AMENDED IN SENATE JUNE 24, 2003

AMENDED IN SENATE MAY 22, 2003

AMENDED IN ASSEMBLY APRIL 22, 2003

AMENDED IN ASSEMBLY APRIL 3, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL**No. 421**

Introduced by Assembly Members Dymally and Cox

February 14, 2003

An act to add Section ~~109297~~ *110423.10* to the Health and Safety Code, relating to cancer.

LEGISLATIVE COUNSEL'S DIGEST

AB 421, as amended, Dymally. Prostate cancer ~~treatment~~ study: herbal supplements.

Existing law prohibits any person from undertaking to treat or alleviate cancer by use of drugs, surgery, or radiation unless the person holds a license issued under a law of this state expressly authorizing the diagnosis and treatment of disease by use of drugs, surgery, or radiation. Existing law requires, upon written request of the State Department of Health Services, any person or entity engaged in treating cancer to furnish to the department a sample, specify the formula, and name all ingredients, of any drug, medicine, compound, or device used or prescribed by the person or entity.

This bill would require the State Department of Health Services to conduct a study on herbal supplements used ~~to treat~~ *for the benefit of prostate cancer patients*. ~~This~~ *The bill would require the department to submit a specified report to the Legislature on or before January 1, 2006. The bill would provide that its provisions shall be implemented only to the extent funds for this purpose are received by the department and would specify sources and uses of funding.*

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section ~~109297~~ *110423.10* is added to the
2 Health and Safety Code, to read:
3 ~~109297. (a)~~
4 *110423.10. (a) (1) The department shall conduct a study on*
5 *herbal supplements used to treat prostate cancer for the benefit of*
6 *prostate cancer patients in order to determine the effectiveness of*
7 *these supplements in the treatment of prostate cancer.*
8 ~~(b) in benefiting prostate cancer patients.~~
9 *(2) The goal of the study shall be to clarify for the public the*
10 *degree to which herbal supplements benefit prostate cancer*
11 *patients. The study shall examine pure herbal elements and shall*
12 *not examine combinations of herbal elements, prescription drugs,*
13 *or both.*
14 *(3) The department shall determine the scope and structure of*
15 *the study. The study may, but need not, include peer-reviewed*
16 *research products, clinical trials, and laboratory review and*
17 *research.*
18 *(b) The department shall submit to the Legislature, on or before*
19 *January 1, 2006, a report that shall include a review of the research*
20 *and study methodology and the findings of the study.*
21 *(c) (1) This section shall be implemented only to the extent*
22 *funds for this purpose are received by the department.*
23 *(2) Funding for the study described in subdivision (a) may*
24 *include grants and contributions from private sector sources,*
25 *including nonprofit organizations and private foundations, and*
26 *other related public sector programs. Funding sources may*
27 *include, for example, but are not be limited to, health care systems*
28 *and the California Cancer Research Program.*

1 (3) These funds shall be used to assist with the costs of
2 implementation of the study, including, but not limited to, funding
3 of limited-term positions and the costs of convening any necessary
4 meetings between stakeholders, researchers, and policymakers, as
5 well as materials, supplies, and printing expenses.

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